

01-18-05

Atty. Dkt. No. 039153-0642 (H0970)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Paton et al.

Title: OFFSET SPACER
PROCESS FOR FORMING
N-TYPE TRANSISTORS

Appl. No.: 10/619,877

Appl. Filing Date: 07/15/2003

Examiner: Christy L. Novacek

Art Unit: 2822

Confirmation No.: 2822

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV 459171788 US (Express Mail Label Number)	01/14/05 (Date of Deposit)
Roberta A. Cooper (Printed Name)	
<i>Roberta A. Cooper</i> (Signature)	

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

Please enter and consider the amendment/reply previously filed on ____.

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01/14/2005 AMB#11
01 FC:1401
02 FC:1251



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[] Please consider the Affidavit(s)/Declaration(s) previously filed on __ but not considered.

[] Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on __.

[] Other __.

b. Enclosed are:

[X] Amendment/Reply (16 pages).

[] Affidavit(s)/Declaration(s).

[X] Information Disclosure Statement Under 37 CFR § 1.56 (2 pages).

[X] Form PTO/SB/08 (2 pages) with 34 listed reference(s).

[] Other .

Miscellaneous:

[] Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of __ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$790.00	= \$790.00
Total Claims:	21	-	21 = 0	x \$50.00	= \$0.00
Independents	5	-	5 = 0	x \$200.00	= \$0.00
First presentation of any Multiple Dependent Claims:			+ \$360.00	=	\$0.00
CLAIMS FEE TOTAL:					= \$790.00



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[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[X]	Extension for response filed within the first month:	\$120.00	\$120.00
[]	Extension for response filed within the second month:	\$450.00	\$0.00
[]	Extension for response filed within the third month:	\$1,020.00	\$0.00
[]	Extension for response filed within the fourth month:	\$1,590.00	\$0.00
[]	Extension for response filed within the fifth month:	\$2,160.00	\$0.00
	EXTENSION FEE SUBTOTAL:		\$120.00
	EXTENSION FEE ALREADY PAID:		\$0.00
	EXTENSION FEE TOTAL		\$120.00
	CLAIMS AND EXTENSION FEE TOTAL:		\$910.00
[]	Small Entity Fees Apply (subtract ½ of above):		\$0.00
[]	Suspension of action requested under 37 C.F.R. § 1.103(c)		\$0.00
	TOTAL FEE:		\$910.00

[X] A check in the amount of \$910.00 to cover the filing fee and extension fee is enclosed.

The Applicants note that a check in the amount of \$194.00 (check number 14844) was submitted with the November 22, 2004 to cover the additional claims presented with the Amendment and Reply filed on that date (one additional total claim, and two new independent claims). While the Applicants note that the amendments filed on November 22, 2004 have not been entered by the Examiner, it is believed that the previously submitted check should be sufficient to cover the additional claims presented herewith.

In the event that the previously-submitted check has not been cashed or is insufficient to cover the additional claim fees, or any additional fees are due relating to this application, the Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.



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Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 1/14/2005

FOLEY & LARDNER LLP
Customer Number: 26371
Telephone: (414) 297-5564
Facsimile: (414) 297-4900

By 

Marcus W. Sprow
Attorney for Applicant
Registration No. 48,580



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Paton et al.

Title: OFFSET SPACER
PROCESS FOR FORMING
N-TYPE TRANSISTORS

(formerly "OFFSET
SPACER SMOS PROCESS
FOR FORMING N-TYPE
TRANSISTORS")

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<i>Roberta A. Cooper</i> (Printed Name)	
<i>Roberta A. Cooper</i> (Signature)	

AMENDMENT AND REPLY

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

This communication is filed as part of a Request for Continued Examination pursuant to 37 C.F.R. § 1.114, and is intended to be completely responsive to the Final Office Action dated September 23, 2004 and the Advisory Action dated December 28, 2004 concerning the above-referenced patent application.

Amendments to the Title are reflected on page 2 of this document.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this document.

Remarks/Arguments begin on page 8 of this document.

Please amend the application as follows:

Amendments to the Title:

Please delete the Title of the Application and replace it with the following title:

OFFSET SPACER PROCESS FOR FORMING N-TYPE TRANSISTORS